been issued or the Magistrate directs that it shall be destroyed or sent to a pinjrapole.

(5) The cost of the transport to the infirmary and the treatment, feeding and watering of the animal in the infirmary shall be payable by the owner of the animal according to such scale of rates as the District Magistrate or, in the case of an infirmary in a Presidency town, the Commissioner of Police may from time to time prescribe.

(6) If the owner refuses or neglects to pay such cost and to remove the animal within such time as a Magistrate may prescribe, the Magistrate may direct that the animal be sold and that the proceeds of the sale be applied to the payment of such cost.

(7) The surplus, if any, of the proceeds of the sale shall, on application made by the owner within two months after the date of the sale, be paid to him.

(8) If the cost incurred under sub-section (5) shall exceed the proceeds of the sale, the excess to such extent as shall seem reasonable shall be recoverable from the owner as a fine on the order of the Magistrate, provided that no such order shall be made without the owner being given a reasonable opportunity of urging his objections, if any, before the Magistrate.

BOMBAY ACT No. XIV OF 1922.[1]

[THE BOMBAY COTTON CONTRACTS ACT, 1922.]

[*28th December, 1922.*]

An Act to provide for the regulation and control of transactions in cotton in Bombay.

WHEREAS it is expedient to provide for the regulation and control of transactions in cotton in Bombay; AND WHEREAS the previous sanction of the Governor General required by sub-section (3) of section 80-A of the Government of India Act has been obtained for the passing of this Act; It is hereby enacted as follows:— 5 & 6 Geo. 5, c. 51.

Short title and duration.

1. (1) This Act may be called the Bombay Cotton Contracts Act, 1922.

(2) It shall remain in force for three years and for such period thereafter as the Governor in Council may by notification direct.

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[1] For Statement of Objects and Reasons, *see* Bombay Government Gazette, 1922, Part V, page 94, and for Report of Select Committee, *see ibid*, 1922, Part V, page 155.

2. In this Act, unless there is anything repugnant in the subject or context,— Definitions.

(*a*) "Contract" means a transaction in cotton to be carried out in whole or in part in Bombay;

(*b*) "Bombay" means the City of Bombay;

(*c*) The "Association" means the East India Cotton Association, Limited; and

(*d*) The "Board" means the Board of Directors of the Association acting through at least a quorum of their number at a meeting of that Board duly called and constituted.

3. (*1*) The Board may, subject to the sanction of the Governor in Council, make by-laws for the regulation and control of transactions in cotton :— Power of Board to make by-laws.

(*a*) providing a clearing house for the periodical settlement of contracts or differences thereunder and for the passing on of delivery orders;

(*b*) regulating and maintaining such clearing house and providing for the admission of various classes of members and the exclusion, suspension, expulsion and re-admission of members;

(*c*) prescribing the number and classes of contracts in respect of which settlements shall be made or differences paid through the clearing house;

(*d*) fixing, altering or postponing settling days;

(*e*) fixing and declaring market rates for cotton of any and every description, which rates shall be binding for all purposes upon every one dealing in such cotton;

(*f*) prescribing the terms, conditions and incidents of contracts and the forms of such contracts as are in writing;

(*g*) regulating the making, performance and cancellation of contracts including contracts between a commission agent and his constituent, or between a broker and his constituent, or between a jethawala or muccadum and his constituent, or between a member and a non-member of the Association and providing for the consequences of insolvency on the part of a seller or buyer or intermediary, the consequences of a breach or omission by a seller or buyer, and the responsibility of commission agents, muccadums and brokers not parties to such contracts;

(*h*) prohibiting specified classes or types of dealing by a member of the Association;

(*i*) providing for arbitration and appeals against awards;

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